(59)

HIGH COURT OF CHHATTISGARH AT BILASPUR

Single Bench : Hon'ble Shri H.L. Dattu, C.J.

W.P. No.2341 of 2001

Petitioner Uday Ram Dewangan, aged 42 years, S/o Babulal Dewangan, Siksha Karmi Varga – 3, Primary School, Village – Dargaon Block, Tashil, Distt. Rajnandgaon.

Vs.

Respondents

1. Zila Panchayat, Rajnandgaon, Through – The Chief Executive Officer, Zila Panchayat, Rajnandgaon.
2. Principal, Govt. High School, Tilai, District – Rajnandgaon.
3. Champa Rawate, Shiksha Karmi Varga – 2, High School Surgi, Tah. and Distt. Rajnandgaon.

Present: Shri Somkant Verma, counsel for the petitioner.
Ms. Sharmila Singhai, counsel for respondent No.1.
Shri Sumesh Bajaj, Government Advocate for respondent No.2/State.
Shri Vishnu Koshta, counsel for respondent No.3.

ORAL ORDER
(Passed on 19th March, 2007)

The petitioner claims that he is working as Shiksha Karmi Varga-II with respondent No.2 in Tilai. He is before this Court for a direction to the respondents to regularise his services as Shiksha Karmi Varga-II with effect from 13-2-1995 and also to give him increments from time to time.

(2) Before approaching this Court, *inter alia*, seeking a writ of mandamus, the petitioner had not made any request before the respondents. In my opinion, the petitioner, requesting this Court to exercise its jurisdiction under Articles 226/227 of the Constitution of India, ought to have made an appropriate request before the respondents and if for any reason, that request is not considered by the respondents within reasonable time or rejected, then only cause of action would arise for consideration of this Court.

(3) In that view of the matter, I am of the opinion that the writ petition is wholly pre-mature and the same requires to be and is accordingly rejected. However, liberty is reserved to the petitioner to file an appropriate representation before the competent authority for appropriate reliefs. If and when such a representation is filed by the petitioner, the said competent authority shall decide the same in accordance with law. Ordered accordingly.

Sd/-
Chief Justice